

- (A) a State or group of States;
- (B) the United States Fish and Wildlife Service, or a State or group of States, for the purpose of carrying out the National Survey of Fishing, Hunting, and Wildlife-Associated Recreation; and
- (C) subject to paragraph (2), a nongovernmental organization.

**(2) Nongovernmental organizations**

**(A) In general**

Any nongovernmental organization that applies for a grant under this section shall submit with the application to the International Association of Fish and Wildlife Agencies a certification that the organization—

- (i) will not use the grant funds to fund, in whole or in part, any activity of the organization that promotes or encourages opposition to the regulated taking of fish; and
- (ii) will use the grant funds in compliance with subsection (d) of this section.

**(B) Penalties for certain activities**

Any nongovernmental organization that is found to use grant funds in violation of subparagraph (A) shall return all funds received under this section and be subject to any other applicable penalties under law.

**(d) Use of grants**

A grant under this section shall not be used, in whole or in part, for an activity, project, or program that promotes or encourages opposition to the regulated taking of fish.

**(e) Funding for other activities**

Of the balance of each annual appropriation made under section 777b of this title remaining after the distribution and use under subsections (a), (b), and (c) of section 777c of this title for each fiscal year and after deducting amounts used for grants under subsection (a) of this section—

- (1) \$200,000 shall be made available for each of—

- (A) the Atlantic States Marine Fisheries Commission;
- (B) the Gulf States Marine Fisheries Commission;
- (C) the Pacific States Marine Fisheries Commission; and
- (D) the Great Lakes Fisheries Commission; and

- (2) \$400,000 shall be made available for the Sport Fishing and Boating Partnership Council established by the United States Fish and Wildlife Service.

**(f) Nonapplicability of Federal Advisory Committee Act**

The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to any activity carried out under this section.

(Aug. 9, 1950, ch. 658, §14, as added Pub. L. 106-408, title I, §122(a), Nov. 1, 2000, 114 Stat. 1772.)

REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subsec. (f), is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as

amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 777c, 777h of this title.

**CHAPTER 10C—FISH RESEARCH AND EXPERIMENTATION PROGRAM**

Sec.

- 778. Establishment of experiment stations; purpose of research.
- 778a. Acquisition of lands; construction of buildings; employment of personnel; cooperation with other agencies; publication of results.
- 778b. Cooperation with Secretary of the Interior.
- 778c. Authorization of appropriations.
- 778d to 778h. Omitted.

**§ 778. Establishment of experiment stations; purpose of research**

The Secretary of Agriculture shall establish 1 or more centers for the purpose of carrying on a program of research and experimentation—

- (1) to determine species of fishes most suitable for culture on a commercial basis in shallow reservoirs and flooded rice lands;
- (2) to determine methods for production of fingerling fishes for stocking in commercial reservoirs;
- (3) to develop methods for the control of parasites and diseases of brood fishes and of fingerlings prior to stocking;
- (4) to develop economical methods for raising the more desirable species of fishes to a marketable size;
- (5) to determine, in cooperation with the Secretary of the Interior, the effects of fish-rice rotations, including crops other than rice commonly grown on rice farms, upon both the fish and other crops; and
- (6) to develop suitable methods for harvesting the fish crop and preparing it for marketing, including a study of sport fishing as a means of such harvest.

(Pub. L. 85-342, §1, Mar. 15, 1958, 72 Stat. 35; Pub. L. 104-127, title VIII, §889(a)(1), Apr. 4, 1996, 110 Stat. 1180.)

AMENDMENTS

1996—Pub. L. 104-127, in introductory provisions, substituted “Secretary of Agriculture shall” for “Secretary of the Interior is authorized and directed to” and “1 or more centers” for “an experiment station or stations” and, in par. (5), substituted “Secretary of the Interior” for “Department of Agriculture”.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 778a of this title.

**§ 778a. Acquisition of lands; construction of buildings; employment of personnel; cooperation with other agencies; publication of results**

For the purpose of carrying out the provisions of this chapter, the Secretary of Agriculture is authorized (1) to acquire by purchase, condemnation, or otherwise such suitable lands, to construct such buildings, to acquire such equipment and apparatus, and to employ such officers and employees as he deems necessary; (2) to cooperate with State and other institutions and